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5218.39B/KDS:vp  
January 21, 2002

Commissioner for Patents  
Washington, DC 20231

Sir: Kindly acknowledge receipt of the accompanying by placing your receiving date stamp hereon and mailing:  
Re: Anagnostou, et al.; S/N 09/525,797; Filed 3/15/00

IDS (W/21 REF.)

Respectfully,  
**MYERS BIGEL SIBLEY & SAJOVEC, P.A.**  
Attorneys for Applicant



Attorney's Docket No. 5218.393



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Anagnostou, et al.  
Serial No. 09/525,797  
Filed: 15 March 2000  
For: METHOD OF TREATING ENDOTHELIAL INJURY

January 21, 2002

Commissioner for Patents  
Washington, DC 20231

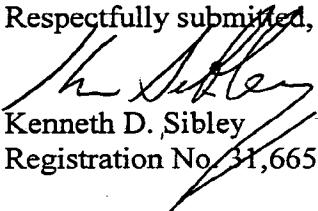
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INFORMATION DISCLOSURE STATEMENT

Sir:

Attached is a list of documents on form PTO-1449. Items 1-21 listed on the PTO-1449 were cited in parent application Serial No. 08/712,358, filed 11 September 1996. Since the benefit of this application is claimed under 35 U.S.C. §120, no copies need to be furnished in accordance with 37 C.F.R. §1.98(d); however, copies will be furnished on request. It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. §1.97 and Section 609 of the MPEP.

Respectfully submitted,

  
Kenneth D. Sibley  
Registration No. 31,665



20792

PATENT TRADEMARK OFFICE

CERTIFICATE OF MAILING

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Vickie Diane Prior

Vickie Diane Prior

Date of Signature: January 21, 2002

Attorney's Docket No. 5218-39B

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Anagnostou et al.

Serial No.: 09/525,797

Filed: March 15, 2000

For: *METHOD OF TREATING ENDOTHELIAL INJURY*

Confirmation No. 9917

Group Art Unit: 1642

Examiner: Susan Ungar

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 16, 2003

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Attached is a list of documents on Form PTO-1449, along with a copy of each listed document. It is requested that these documents be considered by the Examiner and officially made of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP.

This Supplemental Information Disclosure Statement and Form PTO-1449 are submitted in accordance with 37 C.F.R. § 1.97(b)(4), before the mailing of a first Office Action after the filing of a Request for Continued Examination. Therefore, no fee is believed due. However, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0220.

Respectfully submitted,



Shawna Cannon Lemon  
Registration No. 53,888

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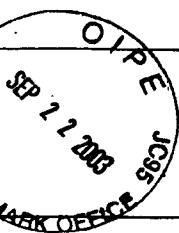


Susan E. Freedman  
Date of Signature: September 16, 2003

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1



## Complete if Known

Application Number	09/525,797
Filing Date	15 March 2000
First Named Inventor	Athanasius A. Anagnostou
Group Art Unit	1642
Examiner Name	S. Ungar

Attorney Docket Number 5218.39B

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
1	4,745,099			Akamatsu et al.	5/17/88	
2	5,635,160			Stutts, et al.	3/6/97	

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (if known)				

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
3	Anagnostou et al., <i>Erythropoietin Has a Mitogenic and Positive Chemotactic Effect on Endothelial Cells</i> , Proc. Natl. Acad. Sci. USA, Vol. 87, pp. 5978-5982 (1990)		
4	Cao, et al., <i>gro-<math>\alpha</math>, a-C-X-C-Chemokine Is an Angiogenesis Inhibitor That Suppresses the Growth of Lewis Lung Carcinoma in Mice</i> , J. Exp. Med., Vol. 182, 2069 (1995)		
5	Carlini et al., <i>Effect of Recombinant Human Erythropoietin (rHuEPO) on Apoptosis in Endothelial Cells</i> , J. Amer. Society Nephrology, Vol. 7, No. 9, pg. 1559; Abstract A1548 (1996)		
6	Carlini, et al., <i>Recombinant Human Erythropoietin Stimulates Angiogenesis</i> , <i>Kidney International</i> , Vol. 47, pp. 740-745 (1995)		
7	Cazzola, M., <i>Erythropoietin: biology and clinical applications</i> , Trends in Experimental and Clinical Medicine, Vol. 3, pp. 344-361 (1993)		
8	Hand, et al., <i>Erythropoietin Enhances Vascular Responsiveness to Norepinephrine in Renal Failure</i> , <i>Kidney International</i> , Vol. 48, pp. 806-813 (1995)		
9	International Search Report for PCT/US97/15966		
10	Kumar, et al., <i>Basic Pathology</i> , W. B. Saunders Company, Philadelphia, pg. 194 (1992)		
11	Kuriyama et al., <i>Evidence for Amelioration of Endothelial Cell Dysfunction by Erythropoietin Therapy in Predialysis Patients</i> , Am. J. Hyperten., Vol. 9, No. 5, pp. 426-431 (1996)		
12	Kuwata, et al., <i>Treatment of Metastatic Liver Tumors by Intermittent Repetitive Injection of an Angiogenesis Inhibitor-Using an Implantable Port System in a Rabbit Model</i> , Kobe J. Med. Sci., Vol. 43, No. 2, pp. 83-98 (1997)		
13	Livnah, et al., <i>Functional Mimicry of a Protein Hormone by a Peptide Agonist: The EPO Receptor Complex at 2.8 Å</i> , Science, Vol. 273, pp. 464-471 (1996)		
14	Maier, et al., <i>In vitro inhibition of endothelial cell growth by the antiangiogenic drug AGM-1470 (TNP-470) and the anti-endoglin antibody TEC-11</i> , Anti-Cancer Drugs, Vol. 8, pp. 238 (1997)		
15	Markham, et al., <i>Epoetin Alfa, A Review of its Pharmacodynamic and Pharmacokinetic Properties and Therapeutic Use in Nonrenal Applications</i> , Drugs, Vol. 49, No. 2, pp. 232-254 (1995)		
16	Nagai, et al., <i>Effects of rHuEpo on Cellular Proliferation and Endothelin-1 Production in Cultured Endothelial Cells</i> , Nephrol Dial Transplant, Vol. 10, pp. 1814-1819 (1995)		
17	Pluda, J.M., <i>Tumor-Associated Angiogenesis: Mechanisms, Clinical Implications, and Therapeutic Strategies</i> , Seminars in Oncology, Vol. 24, pp. 203 (1997)		
18	Takano, et al., <i>A Diaminoanthraquinone Inhibitor of Angiogenesis</i> , J. Pharmacol. Exp. Ther., Vol. 271, pg. 1027 (1994)		
19	Wrighton, et al., <i>Small Peptides as Potent Mimetics of the Protein Hormone Erythropoietin</i> , Science, Vol. 273, pp. 458-463 (1996)		
20	Yamaji et al., <i>Brain capillary endothelial cells express two forms of erythropoietin receptor mRNA</i> , European J. Biochem., Vol. 239, pp. 494-500 (1996)		
21	Yamaji, et al., <i>Brain Capillary Endothelial Cells Express Two Forms of Erythropoietin Receptor mRNA</i> , Eur. J. Biochem., Vol. 239, pg. 494 (1996)		

Examiner Signature	/Karen A. Canella, Ph.D./	Date Considered	08/18/2008
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Substitute form 1449A/PTO		Complte if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	09/525,797
(use as many sheets as necessary)		Filing Date	03/15/2000
Sheet	1	First Named Inventor	Athanasius A. Anagnostou
		Group Art Unit	1642
		Examiner Name	Susan Ungar
		Attorney Docket Number	5218-39B

## **U.S. PATENTS AND PATENT PUBLICATIONS**

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## **FOREIGN PATENT DOCUMENTS**

#### **OTHER NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
	2	Communication with Supplementary European Search Report, EP 97 94 0974, July 15, 2002	
	3	Bukowski et al., <i>Phase IV evaluation of clinical outcomes of PROCRIT (Epoetin alfa) in anemic cancer patients receiving chemotherapy</i> , Blood, Journal of the American Society of Hematology, Vol. 84, No. 10, Supp. 1, December 1994, p. 129A	
	4	Taylor et al., <i>Effect of nifedipine on changes in fibrinogen and von Willebrand factor in haemodialysis patients treated with recombinant human erythropoietin</i> , Blood Coagulation and Fibrinolysis: An International Journal in Haemostasis and Thrombosis, Vol. 6, No. 2, April 1995, pp. 100-104	
	5	Taylor et al., <i>Effect of erythropoietin therapy and withdrawal on blood coagulation and fibrinolysis in hemodialysis patients</i> , Kidney International, Vol. 44, No. 1, July 1993, pp. 182-190	
	6	Reinhart, <i>Shear-dependence of endothelial functions</i> , Experientia, Vol. 50, No. 2, February 15, 1994, pp. 87-93	
	7	U.S. Patent Application Serial No. 09/525,808, filed March 15, 2000	

**Examiner Signature** /Karen A. Canella, Ph.D./ **Date Considered** 08/18/2008

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